

UNITED STATES DISTRICT COURT

District of Delaware

PLAINTIFF

E.I. DU PONT DE NEMOURS AND COMPANY,

V. DEFENDANT AND THIRD PARTY PLAINTIFF

MECHANICAL INTEGRITY, INC.,

**THIRD PARTY SUMMONS IN A
CIVIL ACTION**

Case Number:

07-346 SLR

V. THIRD PARTY DEFENDANT

MIKE WALKER AND NDT EQUIPMENT SERVICES LTD.

*NOV 10 2007
10:29
Secretary of State*
To: Name and address of Third Party Defendant
Mike Walkerc/o Delaware Secretary of State
Townsend Building
401 Federal Street, Suite 4
Dover, DE 19901

Pursuant to 10 Del. C. Section 3104

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)

Kathleen Furey McDonough, Esquire
Sarah E. DiLuzio, Esquire
Potter Anderson & Corroon LLP
Hercules Plaza, 6th Floor
1313 N. Market Street
P.O. Box 951
Wilmington, DE 19899

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY

(name and address)

Louis J. Rizzo, Jr., Esquire (Bar ID#3374)
Reger Rizzo Kavulich & Darnall LLP
1001 Jefferson Plaza, Suite 202
Wilmington, DE 19801
Telephone: (302) 652-3611

an answer to the third-party complaint which is served on you with this summons, within 60 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, and (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

CLERK

Recd

DATE

11/2/07

(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE
NAME OF SERVER	TITLE

Check one box below to indicate appropriate method of service

Served personally upon the third-party defendant. Place where served: _____

Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left: _____

Returned unexecuted: _____

Other (specify): _____

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____ Date _____ *Signature of Server*

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

Sheriff's Return

Served the within Summons and copy of the following complaint:

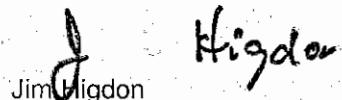
SUMMONS/THIRD-PARTY COMPLAINT

this day, Monday, November 19, 2007, personally upon **HARRIET SMITH WINDSOR**, Secretary of State of the State of Delaware, by leaving with her a true and correct copy of the said Summons for the defendant:

MIKE WALKER & NDT EQUIPMENT SERVICES LTD.

and a copy of the Complaint for the said defendant, together with the sum of \$ 4.00 Dollars, as prescribed by Section 3104 of Title 10 of the Delaware Code of 1978.

So Answers,


Jim Higdon
Sheriff of Kent County